

Practitioner's Docket No. 67183/04-006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Kotov
Application No.: 10/774,332
Confirmation No.: 5274
Filed: 02/06/2004
For: Bioconjugates of nanoparticles as radiopharmaceuticals
Group No.: 1617
Examiner: Unknown

**Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

**COMPLETION OF FILING REQUIREMENTS
— NON-PROVISIONAL APPLICATION**

- I. ☒ This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed 07/02/2004.
- ☒ A copy of the Notice to File Missing Parts of Application—Filing Date Granted (Form PTO-1533) is enclosed.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))


I hereby certify that this correspondence is, on the date shown below, being:

MAILING

- ☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

FACSIMILE

- ☐ transmitted by facsimile to the Patent and Trademark Office.


Signature

Date: September 30, 2004.

LUZ C. LOPEZ
(type or print name of person certifying)

II.

DECLARATION OR OATH

☒ [X] No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

OR

☐ [] The declaration or oath that was filed was determined to be defective. A new original oath or declaration is attached.

Attached is a

- (c) ☐ [] Statement by a registered attorney that the application filed in the PTO is the application that the inventor executed by signing the declaration.
- (d) ☐ [] Statement that the “attached” specification is a copy of the specification and any amendments thereto that were filed in the PTO to obtain the filing date.

III.

AMENDMENT CANCELING CLAIMS

☐ [] Cancel claims _____ inclusive.

IV.

**TRANSMITTAL OF ENGLISH TRANSLATION
OF NON-ENGLISH LANGUAGE PAPERS**

☐ [] Submitted herewith is an English translation of the non-English language application papers as originally filed. Also submitted herewith is a statement by the translator of the accuracy of the translation. It is requested that this translation be used as the copy for examination purposes in the PTO.

V.

SMALL ENTITY STATUS

- ☒ [X] Small entity status is claimed.
- ☐ [] Small entity status is not claimed.

VI.**COMPLETION FEES****1. Filing fee**

☒ original patent application
(37 C.F.R. § 1.16(a)--\$770.00; small entity--\$385.00) \$ 385.00

☐ design application
(37 C.F.R. § 1.16(f)--\$340.00; small entity--\$170.00) \$ _____

2. Fees for claims

☐ each independent claim in excess of 3
(37 C.F.R. § 1.16(b)--\$86.00; small entity--\$43.00) \$ _____

☐ each claim in excess of 20
(37 C.F.R. § 1.16(c)--\$18.00; small entity--\$9.00) \$ _____

☐ multiple dependent claim(s)
(37 C.F.R. § 1.16(d)--\$290.00; small entity--\$145.00) \$ _____

3. Surcharge fees

☐ late payment of filing fee
(37 C.F.R. § 1.16(e)--\$130.00; small entity--\$65.00) \$ _____
and/or

☒ late filing of original declaration or oath
(37 C.F.R. § 1.16(e)--\$130.00; small entity--\$65.00) \$ 65.00

4. ☐ Petition and fee for filing by other than
all the inventors or a person not the inventor
(37 C.F.R. §§ 1.17(i) and 1.47--\$130.00) \$ _____

5. ☐ Fee for processing an application filed with
a specification in a non-English language
(37 C.F.R. §§ 1.17(k) and 1.52(d)--\$130.00) \$ _____

6. ☐ Fee for processing and retention of application
(37 C.F.R. §§ 1.21(l) and 1.53(d)--\$130.00) \$ _____

Total completion fees \$ 450.00

VII.**EXTENSION OF TIME**

(complete (a) or (b), as applicable)

The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

- (a) ☒ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a)(1)-(4), for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
<input checked="" type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 420.00	\$210.00
<input type="checkbox"/> three months	\$ 950.00	\$475.00
<input type="checkbox"/> four months	\$1,480.00	\$740.00
<input type="checkbox"/> five months	\$2,010.00	\$1,005.00

Fee \$ 55.00

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

- ☐ An extension for _____ months has already been secured, and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ _____

OR

- (b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

VIII.**TOTAL FEE DUE**

The total fee due is

Completion fee(s) \$ 450.00
Extension fee (if any) \$ 55.00

Total Fee Due \$ 505.00

IX.**PAYMENT OF FEES**

- ☐ Enclosed is a check in the amount of \$_____.
- ☒ Charge Account No. 06-0540 in the amount of \$ 505.00.
A duplicate of this request is attached.
- ☒ Please charge Account No. 06-0540 for any fees and/or deficiencies which may be due by this paper.

X.**AUTHORIZATION TO CHARGE ADDITIONAL FEES**

- ☒ The Commissioner is hereby authorized to charge the following additional fees that may be required by this paper and during the pendency of this application to Account No. 06-0540.
- ☒ 37 C.F.R. § 1.16(a), (f) or (g) (filing fees)
- ☒ 37 C.F.R. § 1.16(b), (c) and (d) (presentation of extra claims)
- ☒ 37 C.F.R. § 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)
- ☒ 37 C.F.R. § 1.17(a)(1)-(5)(extension fees pursuant to § 1.136(a).
- ☒ 37 C.F.R. § 1.17 (application processing fees)
- ☐ 37 C.F.R. § 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 C.F.R. § 1.311(b))

Respectfully submitted,

9/30/04
DATE

Reg. No.: 36,050

Tel. No.: (918) 599-0621

Customer No.: 22206

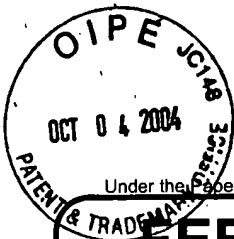

SIGNATURE OF PRACTITIONER

R. Alan Weeks
(type or print name of practitioner)

321 S. Boston Ave., Suite 800
P.O. Address

Tulsa, OK 74103-3318

280730.1



PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 505.00)

Complete if Known

Application Number	10/774,332
Filing Date	2/6/2004
First Named Inventor	Nicholas A. KOTOV
Examiner Name	Unknown
Art Unit	1617
Attorney Docket No.	67183/04-006

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit Account Number
Deposit Account Name

06-0540

Fellers, Snider et al.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	385.00
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			(\$ 385.00)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =	X	
Independent Claims	-3** =	X	
Multiple Dependent			

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	
1202 18	2202 9	Claims in excess of 20	
1201 86	2201 43	Independent claims in excess of 3	
1203 290	2203 145	Multiple dependent claim, if not paid	
1204 86	2204 43	** Reissue independent claims over original patent	
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)			(\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	65.00
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	55.00
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 120.00)**SUBMITTED BY**

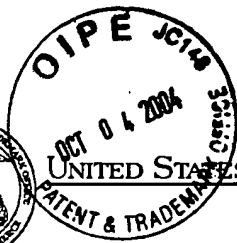
(Complete if applicable)

Name (Print/Type)	R. Alan Weeks	Registration No. (Attorney/Agent)	36,050	Telephone	918/599-0621
Signature		Date	9/30/04		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/774,332	02/06/2004	Nicholas A. Kotov	67183/00-130

CONFIRMATION NO. 5274

FORMALITIES LETTER



OC000000013141860

22206
 FELLERS SNIDER BLANKENSHIP
 BAILEY & TIPPENS
 THE KENNEDY BUILDING
 321 SOUTH BOSTON SUITE 800
 TULSA, OK 74103-3318

Date Mailed: 07/02/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$450** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

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060540

10/06/2004 RWEBAHT 00000063

395.00 DA
65.00 DA02 FC:2001
03 FC:2051

A copy of this notice MUST be returned with the reply.

T. Kysela

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE